

Express Mail No. EV 263878930 US

75DE00606
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Pniok et al.

Serial No.: 10/019,808

Filed: January 19, 2000

For: CURRENT METER SENSOR

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: Art Unit: Not yet assigned
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: Examiner: Not yet assigned
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#11

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**PETITION TO REVIVE PATENT APPLICATION FOR UNINTENTIONAL
FAILURE TO TIMELY FILE THE BASIC NATIONAL FEE (35 U.S.C. 371)**

Commissioner for Patents
Box PCT
Washington, D.C. 20231
ATTN: PCT Legal Office

Pursuant to 35 U.S.C. 371, an applicant may file a petition to revive an abandoned application in accordance with 37 C.F.R. § 1.137(b). Accordingly, this is a petition for revival of an unintentionally abandoned application. Particularly, on January 19, 2000, Applicants filed international application PCT/EP00/00395, which claimed priority of an earlier filed German application filed on March 31, 1999. On October 29, 2001, Applicants filed a Transmittal Letter with the United States Designated /Elected Office Concerning a Filing Under 35 U.S.C 371. Included in the Transmittal Letter was an authorization to charge the Applicants the required basic national fee. The basic national fee was charged to Deposit Account 01-2384 on February 22, 2002. A Notice of Abandonment was received on December 23, 2002.

The following authorizations and statements are provided in accordance with 37 C.F.R. 1.137(b):

- (1) Authorization to charge the petition fee (37 C.F.R. 1.17(m)) is set forth below in Paragraph (3).
- (2) The entire delay in the filing of the required reply from the due date for the reply until the filing of this Petition was unintentional.

(3) Fees:

- | | | |
|----|----------------------------------|--------------------|
| a. | Petition Fee (37 C.F.R. 1.17(m)) | <u>\$ 1,300.00</u> |
| b. | TOTAL FEES DUE: | <u>\$ 1,300.00</u> |

The Commissioner is hereby authorized to charge payment of the total fees due in the amount of \$1,300.00, any deficiencies in the enclosed fees, or credit any overpayment, to Deposit Account No. 01-2384. *A duplicate copy of this petition is enclosed.*

(4) Enclosed is a required response under 37 C.F.R. § 1.137(b)(1), including:

- a. Applicants' Response to Notification of Missing Requirements Under 35 U.S.C 371, filed September 4, 2002;
- b. Applicants' Response to Notification of Missing Requirements Under 35 U.S.C. 371, filed October 7, 2002;
- c. Applicants' Letter in response to Notification of Defective Response, which was faxed to the USPTO on November 18, 2002;
- d. Preliminary Amendment;
- e. Submission of Marked Up Claims;
- f. Part 2 of the Notice of Abandonment Under 37 C.F.R. 1.53 (f) or (g).

As set forth above, the entire delay in the filing of the required reply from the due date for the reply until the filing of this Petition was unintentional. Therefore, Applicants respectfully request that the subject application be revived.

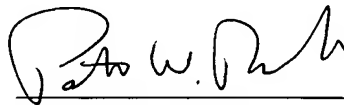
Additionally, Applicants respectfully request a refund of the \$1,960.00 in extension fees paid in responding to the Notification of Missing Requirements dated March 8, 2002, in which Applicants had requested a five-month extension. As per PTO Decision dated December 5, 2002, the Notification of Missing Requirements Under 35 U.S.C. 371 mailed on March 8, 2002, and the Notification of Defective Response mailed on November 12, 2002 have been vacated. Accordingly, Applicants hereby request that a refund of \$1,960.00 be paid into Deposit Account No. 01-2384.

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Finally, a Preliminary Amendment is being submitted herewith. Applicants respectfully request entry of the foregoing Preliminary Amendment prior to examination of the present application.

Respectfully Submitted,



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